UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

BRYAN SWANHART,

Plaintiff,

-against-

TROOPER KYLE JACKSON,

Defendant.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 9/29/2023

No. 20 Civ. 6819 (NSR) ORDER

NELSON S. ROMÁN, United States District Judge:

Defendant Trooper Kyle Jackson ("Defendant") has filed an Answer, dated September 7, 2023, (ECF No. 53), to Plaintiff Bryan Swanhart's ("Plaintiff") Corrected First Amended Complaint, dated June 28, 2022 (ECF No. 33). Thus, the Court waives the Initial Pre-Trial Conference requirement and directs the parties to submit a proposed Case Management Plan and Scheduling Order (blank form attached hereto) by October 20, 2023. After review and approval of the Scheduling Order, the Court will issue an Order of Reference to Magistrate Judge Judith C. McCarthy for general pretrial purposes. The parties are directed to contact Judge McCarthy within seven (7) business days of the date of the Order of Reference to schedule a conference.

SO ORDERED.

Dated: September 29, 2023 White Plains, New York

Nelson S. Román, U.S.D.J.

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK x				Rev. Jan. 2012		
	- against -	Plaintiff(s),	CIVIL CASE DISCOVERY PLAN AND SCHEDULING ORDER			
				CV	(NSR)	
This	Civil Ca	ase Discove	ery Plan and Scheduling P. 16 and 26(f):		consultation with counsel,	
1.	All parties [consent] [do not consent] to conducting all further proceedings before a Magistrate Judge, including motions and trial, pursuant to 28 U.S.C. § 636(c). The parties are free to withhold consent without adverse substantive consequences. (If all parties consent, the remaining paragraphs of this form need not be completed.)					
2.	This case [is] [is not] to be tried to a jury.					
3.	Joinder of additional parties must be accomplished by					
4.	Amer	Amended pleadings may be filed until				
5.	Interrogatories shall be served no later than, and responses thereto shall be served within thirty (30) days thereafter. The provisions of Local Civil Rule 33.3 [shall] [shall not] apply to this case.					
6.	First request for production of documents, if any, shall be served no later than					
7.	Non-	Non-expert depositions shall be completed by				
	a.		ounsel agree otherwise o l all parties have respond its.		=	
	b.	Deposition	ons shall proceed concur	rently.		

Whenever possible, unless counsel agree otherwise or the Court so orders, non-party depositions shall follow party depositions.

c.

8.	Any further interrogatories, including expert interrogatories, shall be served no later than				
9.	Requests to Admit, if any, shall be served no later than				
10.	Expert reports shall be served no later than				
11.	Rebuttal expert reports shall be served no later than				
12.	Expert depositions shall be completed by				
13.	Additional provisions agreed upon by counsel are attached hereto and made a part hereof.				
14.	ALL DISCOVERY SHALL BE COMPLETED BY				
15.	Any motions shall be filed in accordance with the Court's Individual Practices.				
16.	This Civil Case Discovery Plan and Scheduling Order may not be changed without leave of Court (or the assigned Magistrate Judge acting under a specific order of reference).				
17.	The Magistrate Judge assigned to this case is the Hon				
18.	If, after entry of this Order, the parties consent to trial before a Magistrate Judge, the Magistrate Judge will schedule a date certain for trial and will, if necessary, amend this Order consistent therewith.				
19.	The next case management conference is scheduled for, at (The Court will set this date at the initial conference.)				
SO OI	RDERED.				
Dated:	White Plains, New York				
	Nelson S. Román, U.S. District Judge				